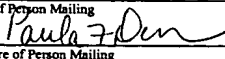


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on January 29, 2004	
Paula F. Durr	_____
Name of Person Mailing	_____
Signature of Person Mailing	

P&G Case 5494CRD2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of	:	
Donald Carroll Roe	:	Confirmation No.
Serial No. To Be Assigned	:	Group Art Unit
Filed January 29, 2004	:	Examiner

For Article Having a Lotioned Topsheet

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made on the attached Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☒ 37 C.F.R. §1.97(b)(1) - U.S. Direct (use when filing IDS with nonprovisional patent application, or with Request for Continued Examination (RCE); or within 3 months of filing a nonprovisional patent application)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(1), is being filed with the patent application, with a Request for Continued Examination or within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. ☐ **37 C.F.R. §1.97(b)(3) - (use when filing IDS more than 3 months after filing a nonprovisional patent application, but prior to receipt of first Office Action)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

3. ☐ **37 C.F.R. §1.97(b)(4) - (use when filing IDS prior to receipt of first Office Action after the filing of a Request for Continued Examination (RCE) under §1.114)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(4). Applicants have not received a first Office Action after filing a Request For Continued Examination (RCE). Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

4. ☐ **37 C.F.R. §1.97(c) with fee payment - (use when filing IDS after receipt of first Office Action, and before receipt of Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter (or a fee transmittal form) is enclosed to facilitate the charging of the fee.

5. ☐ **Information to be Considered with Continued Prosecution Application (CPA) Filing (use when filing IDS with a Continued Prosecution Application (CPA) for Design Case)**. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 C.F.R. 1.53(d).

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

☐ (1) (For use with applications filed prior to or on June 30, 2003.) Copies of the cited documents are enclosed.

OR

☒ (2) (For use with applications filed after June 30, 2003.) In accordance with 37 C.F.R. §1.98(a)(2), Applicants are submitting copies of foreign patent documents and non-patent literature.

OR

☐ (3) All of the cited references were previously cited by or submitted to the USPTO in prior application Case No. ____, U.S. Patent Application Serial No. __, filed __. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

OR

☐ (4) Copies of all said documents, except Cite Numbers ____, were submitted and considered in parent application U.S. Patent Application Serial No. ____, filed _____. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of references not previously submitted are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

☐ (5) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

☐ (6) Applicants also respectfully request the Examiner to consider and make of record the co-pending applications listed on the attached page.

☐ Additional information is attached.

Respectfully submitted,

By Bridget D. Ammons
 Bridget D. Ammons
 Attorney or Agent for Applicant(s)
 Registration No: 52,555
 (513) 634-1873

Date: January 29, 2004
Customer No. 27752
 (IDS.doc) (Last Revised 10/10/03)

CO-PENDING U.S. APPLICATIONS

Entire copies of all co-pending applications (or the portion of the application and claims that caused it to be cited) must be sent with the IDS (see 37 CFR 1.98(a)(2)(iii))

<u>Atty. Docket No.</u>	<u>Serial Number</u>	<u>Inventor(s)</u>	<u>Filing Date</u>
5494CRL	08/908,852	Roe	8/8/1997
5494CRD3	To Be Assigned	Roe	1/27/2004

[Only applications that remain pending at the time of submitting this IDS should be listed here. For applications in which patents have issued, the granted patents should be listed on Form PTO/SB08.]

Please type a plus sign (+) inside this box → [+]

PTO/SB08A (08-03)

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

<p>Substitute for form 1449A/PTO</p> <h2 style="margin: 10px 0;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="margin: 10px 0;">(use as many sheets as necessary)</p> <p style="margin-top: 20px;">SHEET 1 of 2</p>	<p style="text-align: center; margin: 0;">COMPLETE IF KNOWN</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">To Be Assigned</td> </tr> <tr> <td>Confirmation Number</td> <td>To Be Assigned</td> </tr> <tr> <td>Filing Date</td> <td>January 29, 2004</td> </tr> <tr> <td>First Named Inventor</td> <td>Donald Carroll Roe</td> </tr> <tr> <td>Group Art Unit</td> <td></td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> <tr> <td>Attorney Docket Number</td> <td>5494CRD2</td> </tr> </table>	Application Number	To Be Assigned	Confirmation Number	To Be Assigned	Filing Date	January 29, 2004	First Named Inventor	Donald Carroll Roe	Group Art Unit		Examiner Name		Attorney Docket Number	5494CRD2
Application Number	To Be Assigned														
Confirmation Number	To Be Assigned														
Filing Date	January 29, 2004														
First Named Inventor	Donald Carroll Roe														
Group Art Unit															
Examiner Name															
Attorney Docket Number	5494CRD2														

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		US-2,804,424	08-27-1957	Stirn	
		US-3,464,413	09-02-1969	Goldfarb	
		US-3,489,148	01-13-1970	Duncan	
		US-3,490,454	01-20-1970	Goldfarb	
		US-3,567,820	03-02-1971	Sperti	
		US-3,585,998	06-22-1971	Hayford	
		US-3,860,003	01-14-1975	Buell	
		US-3,875,942	04-08-1975	Roberts	
		US-3,896,807	07-29-1975	Buchalter	
		US-3,902,493	09-02-1975	Baier	
		US-3,920,015	11-18-1975	Wortham	
		US-4,034,077	07-05-1977	Hill	
		US-4,112,167	09-05-1978	Dake	
		US-4,263,363	04-21-1981	Buck	
		US-4,324,247	04-13-1982	Aziz	
		US-4,478,853	10-23-1984	Chaussee	
		US- 4,513,051	04-23-1985	Lavash	
		US-4,556,560	12-03-1985	Buckingham	
		US-4,569,343	02-11-1986	Kimura	
		US-4,623,339	11-18-1986	Ciraldo	
		US-4,666,765	05-19-1987	Caldwell	
		US-4,685,909	08-11-1987	Berg	
		US-4,690,821	09-01-1987	Smith	
		US-4,704,112	11-03-1987	Suzuki	
		US-4,748,978	06-1988	Kamp	
		US-4,753,643	06-28-1988	Kassai	
		US-4,760,096	07-26-1988	Sakai	
		US-4,790,836	12-13-1988	Brecher	
		US- 4,882,204	11-21-1989	Tenenbaum	
		US-4,900,317	02-13-1990	Buell	
		US-4,902,553	02-20-1990	Hwang	
		US-4,904,524	02-27-1990	Yoh	
		US-4,959,059	09-25-1990	Eilender	
		US-4,970,220	11-13-1990	Chaussee	
		US-4,990,144	02-05-1991	Blott	
		US-4,996,238	02-26-1991	Matravers	
		US-5,043,155	08-27-1991	Puchalski	
		US-5,102,597	04-07-1992	Roe	
		US-5,264,460	11-23-1993	Jakobson	
		US-5,321,098	06-14-1994	Lal	
		US-5,370,132	12-06-1994	Weber	
		US-5,409,903	04-25-1995	Polak	
		US-5,415,649	05-16-1995	Watanabe	
		US-5,436,007	07-25-1995	Hartung	
		US-5,509,915	04-23-1996	Hanson	
		US-5,525,346	06-11-1996	Hartung	
		US-5,558,655	09-24-1996	Jezzi	
		US-5,607,760	03-04-1997	Roe	

	US-5,609,587	03-11-1997	Roe	
	US-5,635,191	06-03-1997	Ro	
	US-5,643,588	07-01-1997	Roe	
	US-5,871,763	02-16-1999	Luu	
	US-5,938,649	08-17-1999	Ducker	
	US-5,968,025	10-1999	Roe	
	US-6,107,537	08-22-2000	Elder	
	US-6,118,041	09-12-2000	Roe	
	US-6,120,488	09-19-2000	Van Rijswijck	
	US-6,120,783	09-19-2000	Roe	
	US-6,149,934	11-21-2000	Krzysik	
	US-6,153,209	11-28-2000	Vega	
	US-6,156,024	12-05-2000	Schulte	
	US-6,166,285	12-26-2000	Schulte	
	US-6,217,890	04-17-2001	Paul	
	US-6,287,581	09-11-2001	Krzysik	

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	FOREIGN PATENT DOCUMENT			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
		CA	2,019,557		06-21-1990	Vishnpad		
		DE	4,136,540		11-06-1991	Pegaz		
		EP	0 297 828		01-04-1989	Charkoudian		
		EP	0 631 768		01-04-1995	Plischke		
		EP	0 692 263		01-17-1996	Lichstein		
		EP	0 815 841		01-07-1998	Vianen		
		GB	2,033,751		05-29-1980	Dunford		
		JP	2[1990]31756		02-01-1990	Iwasaki		
		JP	61/028078		02-07-1986	Hayashi		
		JP	05/285170		11-02-1993	Kasai		
		JP	8-52175		02-27-1996	McNell-PPC		
EXAMINER						DATE CONSIDERED		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO-SB08

(Revised for P&G use 10/8/2003)